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*Plaintiff in Pro Se*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

JOSEPH P. CUVIELLO and DENIZ  
BOLBOL, individually,

Plaintiffs

v.

ROWELL RANCH RODEO, INC., et al.,

Defendants

Case No. 3:23-cv-01652-VC

**PLAINTIFFS' REQUEST FOR  
JUDICIAL NOTICE**

Date: August 15, 2024  
Time: 10:00 a.m.  
Judge: Hon. Vince Chhabria  
Courtroom: 5, 17th Floor

1 Pursuant to Rule 201 of the Federal Rules of Evidence, Plaintiffs Joseph P. CuvIELlo and  
2 Deniz Bolbol request the Court take judicial notice of certain documents from the Legislative  
3 Record for Civil Code, section 52.1, as follows:

4 Federal Rules of Evidence, Rule 201(b) provides: “The court may judicially notice a fact  
5 that is not subject to reasonable dispute because it: (2) can be accurately and readily determined  
6 from sources whose accuracy cannot reasonably be questioned.” FRE 201(b). Documents  
7 prepared by the Legislature or others, that make up the Legislative Record for an enacted statute  
8 “is properly a subject of judicial notice.” *Anderson v. Holder*, 673 F.3d 1089, 1094 n.1 (9th Cir.  
9 2012) (citing *Chaker v. Crogan*, 428 F.3d 1215, 1223 n.8 (9th Cir. 2005)). Judicial notice is  
10 appropriate because “[l]egislative history is a source whose accuracy cannot reasonably be  
11 questioned.” See *Snyder v. Unum Life Ins. Co. of Am., No. CV 13-07522 BRO (RZx)*, 2014 U.S.  
12 Dist. LEXIS 181886, 2014 WL 7734715, at \*5 (C.D. Cal. Oct. 28, 2014) (citing *Chaker*, 428  
13 F.3d at 1223 n.8). Indeed, “judicial notice may be taken of a fact ‘not subject to reasonable  
14 dispute in that it is capable of accurate and ready determination by resort to sources whose  
15 accuracy cannot reasonably be questioned.’” *Santa Monica Food Not Bombs v. City of Santa*  
16 *Monica*, 450 F.3d 1022, 1025 fn. 2 (9th Cir. 2006) (citing Federal Rules of Evidence, Rule 201).

17 Plaintiffs seek judicial notice of certain parts of the Legislative Record for Civil Code,  
18 section 52.1, related to the availability of civil penalties to plaintiffs seeking relief under Section  
19 52.1. The availability of civil penalties to Section 52.1 has been made an issue by Defendants  
20 Alameda County Sheriff’s Office and Deputy Joshua Mayfield’s Opposition to Plaintiffs’  
21 Motion for Summary Judgment and Cross-Motion For Summary Judgment, Dkt. 89. As such,  
22 judicial notice is proper under the above authorities.

23 More specifically, Plaintiffs seek judicial notice of the following documents, which are  
24 authenticated in the accompanying Declaration of Joseph P. CuvIELlo at Exhibits A through J,  
25 filed herewith:  
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- Exhibit A: Excerpt- Volume 2, STATUTES OF CALIFORNIA, 1990; CHAPTER 392, “An act to amend Section 52.1 of the Civil Code, relating to civil rights.”
- Exhibit B: SENATE COMMITTEE ON JUDICIARY, 1989-90 Regular Session, Bill Analysis AB 2683, “Civil Rights :Actions To Enjoin Unlawful Interference,” Hearing Date: June 19, 1990.
- Exhibit C: Excerpt- Volume 2, STATUTES OF CALIFORNIA, 1991; CHAPTER 607, pp.2753-2755.
- Exhibit D: Finance Department, September 4, 1991, Bill Analysis SB 98.
- Exhibit E: Excerpt -DEERING CALIFORNIA DESKTOP CODE SERIES, 1998 EDITION, Civil Code Section 52.1.
- Exhibit F: ASSEMBLY COMMITTEE ON JUDICIARY, April 3, 2001 Hearing, Bill Analysis AB 587.
- Exhibit G: July 12, 2001 Letter from California State Attorney General Bill Lockyer to California Governor Gray Davis, “RE: Request for Signature on AB 587 (Firebaugh), an Attorney General -Sponsored Bill.”
- Exhibit H: Assembly Republican Bill Analysis, Judiciary Committee, AB 587; Last amended 7/18/01.
- Exhibit I: Office of Criminal Justice Planning Enrolled Bill Report, AB 587, 8/27/01.
- Exhibit J: Excerpt-August 2001, California Attorney General’s Office Civil Rights Handbook, Third Edition.

Respectfully submitted,

DATED: July 25, 2024

/s/ Jessica L. Blome  
 Jessica Blome  
 Lily R. Rivo  
 GREENFIRE LAW, PC  
 Attorney for Plaintiff Deniz Bolbol

DATED: July 25, 2024

/s/Joseph CuvIELLO  
 JOSEPH PAT CUVIELLO  
 In Pro Se

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 25th day of July 2024 the foregoing was served on all parties through the Court’s electronic filing, CM/ECF system in accordance with Rule 5 of the Federal Rules of Civil Procedure.

GREENFIRE LAW, P.C.

By: /s/ Jessica San Luis  
Jessica San Luis